

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NORTHPEAK WIRELESS, LLC,  
  
Plaintiff,  
  
v.  
  
3COM CORPORATION, *et al.*,  
  
Defendants.

Case No. 3:09-cv-00602 SI

**ORDER APPROVING STIPULATION OF  
NONINFRINGEMENT AND FOR  
SEVERANCE OF CLAIMS REGARDING  
INTEL**

Judge: The Honorable Susan Illston  
Courtroom 10, 19<sup>th</sup> Floor

Plaintiff NorthPeak Wireless, LLC (“NorthPeak”) and Intervenor Intel Corporation (Intel”) have filed a Stipulation of Noninfringement and for Severance of Claims Regarding Intel, Docket No.614. The Court has reviewed the stipulation and finds good cause to approve it.

Accordingly, IT IS ORDERED that:

1. The claims for declaratory judgment relief against NorthPeak in Intel’s Complaint in Intervention (Dkt. 339), the defenses and claims for affirmative relief against Intel in Plaintiff NorthPeak Wireless LLC’s Answer and Counterclaim to Intervenor Intel Corporation’s Complaint in Intervention (Dkt. 347), and all defenses in Intel’s Answer to Plaintiff NorthPeak Wireless LLC’s Counterclaim (Dkt. 373) are hereby severed (the “Severed Action”);

2. Counsel shall file documents comprising the Severed Action as a new civil action, with a new cover sheet and filing fee;
3. Counsel shall file a stipulation that the newly-filed Severed Action is related to the pending action within the meaning of L.R. 3-12(c); and
4. The steps set out in paragraphs 18-21 of the Stipulation of Noninfringement and for Severance of Claims Regarding Intel are approved. Upon the docketing of the newly filed Severed Action, NorthPeak and Intel shall cooperate to implement those steps.

Dated: November 5, 2015.



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Honorable Susan Illston  
U.S. District Court Judge